

**IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION**

Dated: Nainital the 23rd day of June 2005
Criminal Misc. Bail Application No. 433/2005

Order on the bail application of accused

CRIMINAL SIDE

Jagana @ Palla Nath S/o Sri Bhopal Nath
R/o Dera village Kesali
P.S. Purkaji
District Muzaffarnagar

.....Applicant

Versus

State of Uttaranchal

.....Opposite Party

Arising out of case crime No. 17/2002
U/s 302, 394, 34 and 411 I.P.C.
P.S. Kankhal
S.T. No. 206/2003
District Haridwar

Hon'ble J. C. S. Rawat, J.

Heard Sri Lok Pal Singh counssel for the applicant and learned A.G.A. for the State.

Perused the record. Only evidence against the applicant is that one lady witness identified the paint-shirt and few other articles of the deceased. There is no other link evidence against the applicant. The case rests upon the circumstantial evidence. Considering the facts and circumstances of the case, it is a fit case for bail.

Let the applicant-accused be released on bail on executing a personal bond and two sureties each in the like amount to the satisfaction of the C.J.M. concerned.

(J.C.S. Rawat, J.)

Dated 23.06.2005

LSR